IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA BRYSON CITY DIVISION

CIVIL NO. 2:01CV19

Plaintiffs,) Vs.) GRAHAM COUNTY SOIL & WATER) CONSERVATION DISTRICT;) GRAHAM COUNTY; CHEROKEE) COUNTY SOIL & WATER) CONSERVATION DISTRICT;) RICHARD GREENE, in his individual) capacity; WILLIAM TIMPSON, in his) individual capacity; KEITH ORR, in)
GRAHAM COUNTY SOIL & WATER) CONSERVATION DISTRICT;) GRAHAM COUNTY; CHEROKEE) COUNTY SOIL & WATER) CONSERVATION DISTRICT;) RICHARD GREENE, in his individual) capacity; WILLIAM TIMPSON, in his) individual capacity; KEITH ORR, in)
CONSERVATION DISTRICT; GRAHAM COUNTY; CHEROKEE COUNTY SOIL & WATER CONSERVATION DISTRICT; RICHARD GREENE, in his individual capacity; WILLIAM TIMPSON, in his individual capacity; KEITH ORR, in
his individual and official capacities;) GERALD PHILLIPS, in his) official capacity; RAYMOND) WILLIAMS, in his official capacity;) DALE WIGGINS, in his official ; capacity; ALLEN DEHART,) in his official capacity; LLOYD) MILLSAPS, in his official capacity;) BILLY BROWN, in his individual ; capacity; LYNN CODY, in his official ; capacity; BILL TIPTON, in his official ; capacity; C. B. NEWTON, in his ;) official capacity; and EDDIE WOOD, ; in his official capacity,)
Defendants.)

JUDGMENT

_____For the reasons stated in the Memorandum of Opinion filed herewith,
IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that
the Defendants' motions for summary judgment are ALLOWED, and this
matter is hereby DISMISSED WITH PREJUDICE in its entirety.

Signed: March 13, 2007

Lacy H. Thornburg United States District Judge